

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THERESA M. DEACON,

Plaintiff,

-against-

LOWE'S COMPANIES, INC.

Defendant.

Hon. Charles L. Brieant, U.S.D.J.

Civil Action No. 08-cv-5570

NOTICE OF MOTION TO ADMIT
JOHN K. BENNETT, ESQ.
PRO HAC VICE

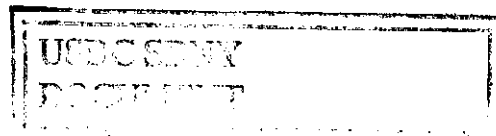
Pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Michael D. Ridenour, Esq., a member in good standing of the bar of this Court, hereby move for an Order, allowing the admission pro hac vice of:

JOHN K. BENNETT, ESQ.
Connell Foley LLP
85 Livingston Avenue
Roseland, New Jersey 07068
Ph.: (973) 535-0500
Fax: (973) 535-9217
jbennett@connellfoley.com

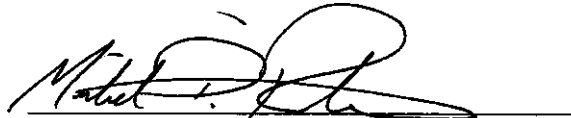
JOHN K. BENNETT, ESQ. is a member in good standing of the Bar of the State of New Jersey.

There are no pending disciplinary proceeds against JOHN K. BENNETT, ESQ. in any State or Federal Court.

Dated: August 4, 2008
Roseland, New Jersey



Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael D. Ridenour", is written over a horizontal line.

Michael D. Ridenour, Esq.
SDNY Bar No. MR-2580
CONNELL FOLEY LLP
85 Livingston Avenue
Roseland, New Jersey 07068
Ph.: (973) 535-0500
Fax: (973) 535-9217

-and-

888 Seventh Avenue
New York, New York 10106
Ph.: (212) 262-2390
Fax: (212) 262-0050

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THERESA M. DEACON,

Plaintiff,

-against-

LOWE'S COMPANIES, INC.

Defendant.

Hon. Charles L. Brieant, U.S.D.J.

Civil Action No. 08-cv-5570

AFFIDAVIT OF MICHAEL D. RIDENOUR,
ESQ. IN SUPPORT OF MOTION TO
ADMIT COUNSEL PRO HAC VICE

State of New Jersey)
) ss:
County of Essex)

Michael D. Ridenour, being duly sworn, hereby deposes and says as follows:

1. I am associated with Connell Foley LLP, counsel for Defendant, Lowe's Home Centers, Inc. (erroneously captioned as "Lowe's Companies, Inc."; hereinafter "Lowe's"), in the above-captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Lowe's motion to admit John K. Bennett, Esq. as counsel pro hac vice to represent Lowe's in this matter.

2. I am a member in good standing of the bar of the State of New York and was admitted to practice law therein in November 2005. I am also admitted to the bar of the United States

District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known John K. Bennett since December 2007. I have found Mr. Bennett to be a skilled attorney and a person of integrity.

4. Mr. Bennett is a member of Connell Foley LLP in Roseland, New Jersey.

5. Mr. Bennett is a member in good standing of the bar of the State of New Jersey. I respectfully refer the Court to the included Certificate of Good Standing for Mr. Bennett, issued by the State of New Jersey on July 23, 2008, said date being within thirty (30) days of the date of this application.

6. Mr. Bennett is also admitted to the bar of the United States District Court for the District of New Jersey, and is in good standing with that Court. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

7. Accordingly, I am pleased to move the admission of John K. Bennett, Esq., pro hac vice.

8. I respectfully include with this application a proposed form of Order granting the admission of John K. Bennett, Esq., pro hac vice.

WHEREFORE it is respectfully requested that the motion to admit John K. Bennett, Esq., pro hac vice, to represent Lowe's in the above-captioned matter, be granted.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael D. Ridenour", written over a horizontal line.

Michael D. Ridenour, Esq.
SDNY Bar No. MR-2580

Sworn and subscribed to
before me this 4th day
of August, 2008.

A handwritten signature in black ink, appearing to read "Linarda C. Brown", written over a horizontal line.

Notary Public

LINARDA C. BROWN
A Notary Public of New Jersey
My Commission Expires April 3, 2011

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THERESA M. DEACON,

Plaintiff,

-against-

LOWE'S COMPANIES, INC.

Defendant.

Hon. Charles L. Brieant, U.S.D.J.

Civil Action No. 08-cv-5570

ORDER FOR ADMISSION
PRO HAC VICE ON WRITTEN MOTION

Upon the motion of Michael D. Ridenour, Esq., attorney for Defendant, Lowe's Home Centers, Inc. (erroneously captioned as "Lowe's Companies, Inc."; hereinafter "Lowe's"), and said sponsor's affidavit in support;

IT IS HEREBY ORDERED that

JOHN K. BENNETT, ESQ.
Connell Foley LLP
85 Livingston Avenue
Roseland, New Jersey 07068
Ph.: (973) 535-0500
Fax: (973) 535-9217
jbennett@connellfoley.com

is admitted to practice pro hac vice as counsel for Defendant Lowe's in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case

Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov.

Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: _____, 2008
White Plains, New York

Hon. Charles L. Brieant, U.S.D.J.

Supreme Court of New Jersey

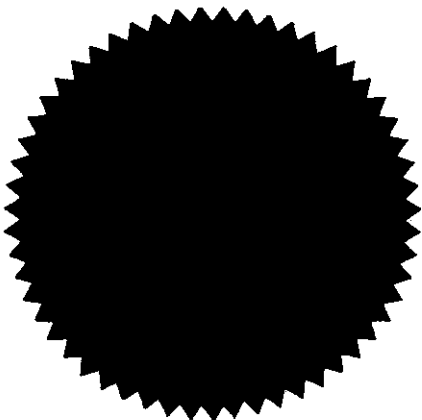


Certificate of Good Standing

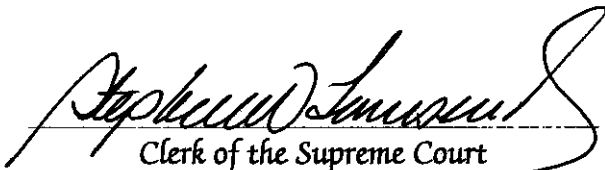
This is to certify that **JOHN K BENNETT**
(No. **024201980**) was constituted and appointed an Attorney at Law of New
Jersey on **December 18, 1980** and, as such,
has been admitted to practice before the Supreme Court and all other courts of this State
as an Attorney at Law, according to its laws, rules, and customs.

I further certify that as of this date, the above-named is an Attorney at Law in
Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing"
if the Court's records reflect that the attorney: 1) is current with all assessments
imposed as a part of the filing of the annual Attorney Registration Statement, including,
but not limited to, all obligations to the New Jersey Lawyers' Fund for Client
Protection; 2) is not suspended or disbarred from the practice of law; 3) has not
resigned from the Bar of this State; and 4) has not been transferred to Disability
Inactive status pursuant to Rule 1:20-12.

*Please note that this Certificate does not constitute confirmation of an attorney's
satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to
practice law in this State.*



In testimony whereof, I have
hereunto set my hand and
affixed the Seal of the
Supreme Court, at Trenton, this
23RD day of July , 20 08


Clerk of the Supreme Court

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THERESA M. DEACON,

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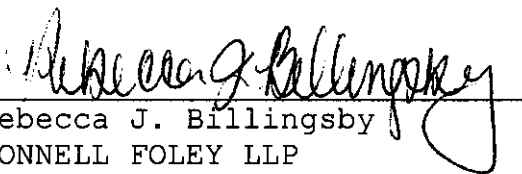
Hon. Charles L. Brieant, U.S.D.J.

Civil Action No. 08-cv-5570

AFFIDAVIT OF SERVICE

I, Rebecca J. Billingsby, declare under penalty of perjury that I have served a copy of the attached notice of motion, affidavit and proposed form of Order upon Christopher D. Watkins, Esq., counsel for plaintiff, at Sussman & Watkins, 40 Park Place, P.O. Box 1005, Goshen, New York 10924, by United States mail, postage fully paid.

Dated: August 4, 2008
Roseland, New Jersey


Rebecca J. Billingsby
CONNELL FOLEY LLP
85 Livingston Avenue
Roseland, New Jersey 07068
Ph.: (973) 535-0500
Fax: (973) 535-9217